

Practitioner's Docket No. MPI96-031CP1DV1CPACN1M

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Chen, Zhijian J.

Application No.: 10/052005

Group No.: 1652

Filed: January 17, 2002

Examiner: Patterson, Charles L. Jr.

Patent No.:

For: A UBIQUITIN-DEPENDENT KINASE CAPABLE OF SITE-SPECIFIC PHOSPHORYLATION OF IKB-A

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TERMINAL DISCLAIMER (37 C.F.R. SECTION 1.137(a), (c) and SECTION 1.321(a), (b))

IDENTIFICATION OF PERSON(S) MAKING THIS DISCLAIMER

I, Tracy M. Sioussat

(type or print names of all inventors or assigns or name of attorney signing disclaimer)

represent that I am:

(a)

[ ] an inventor of this invention.

RECEIVED  
DEC 02 2003  
TECH CENTER 1600/2900

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10\*

- ☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No.

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Sean Hunziker/Carolyn Willey

Date: 21 November 2003

(type or print name of person certifying)

\*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Page 1 of 4)

11/28/2003 HRLAND 00000012 501668 10052005  
01 FC:1814 110.00 DA

- ☐ an assignee of this invention.
- ☒ a representative authorized to sign on behalf of the assignee for this invention.
- ☐ the attorney of record for this invention.

and

(b) The extent of interest in this invention for which this disclaimer is being made is in:

- ☒ the whole of this invention.
- ☐ a sectional interest in this invention as follows  
(here state the exact interest of disclaimant):

#### IDENTITY OF ASSIGNEE AND TITLE OF DISCLAIMANT

The assignee is

Name of assignee Millennium Pharmaceuticals Inc.  
Address of assignee 75 Sidney Street  
Cambridge, MA 02139  
Title of disclaimant authorized  
to sign on behalf of assignee Patent Agent

#### RECORDAL OF ASSIGNMENT IN PTO

- ☒ The assignment was recorded on 04/23/2001  
Reel 011742  
Frame 0508
- ☐ Authorization for recordal of the assignment is separately attached.
  - ☐ A separate ☐ "ASSIGNMENT (DOCUMENT) COVER SHEET" or
  - ☐ FORM PTO 1595 is also attached.

#### ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

- ☐ Attached is a "STATEMENT UNDER Section 3.73(b)," establishing the right of the assignee to take action in this case.

#### DISCLAIMER

##### A. Patent Term (37 C.F.R. Section 1.321 (a) and (b))

Disclaimer is hereby made for:

- ☐ all that portion of the term of any patent to be issued on this application

or

☒ the term of this patent  
subsequent to the term of U.S. Patent No. 6,107,073.

**B. Claims** (37 C.F.R. Section 1.321(a))

Disclaimer is hereby made for the following claims of this patent:

Claims 1-4.

**EXTENSION OF DISCLAIMER  
TO SUBSEQUENT 35 U.S.C. SECTION 120 APPLICATIONS**

Because this terminal disclaimer accompanies a petition to revive:

☐ an application filed before June 8, 1995 that is  
☐ abandoned  
(37 C.F.R. Section 1.137(a) and (c)),

☐ abandoned for failure to pay the issue fee  
(37 C.F.R. Section 1.316(b) and (d)),

☐ a design application,

this disclaimer also applies to any patent granted on any continuing application entitled, under 35 U.S.C. Section 120, to the benefit of the filing date of this application for which revival is sought.

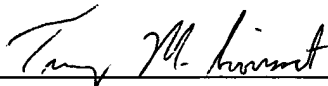
**FEE STATUS (37 C.F.R. SECTION 1.20(d))**

☒ Other than a small entity fee \$110.00  
☐ Small entity fee \$ 55.00  
☐ A statement is attached.  
☐ A statement was already filed on \_\_\_\_\_

**FEE PAYMENT**

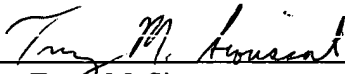
☐ Attached is a check in the sum of \$ \_\_\_\_\_  
☐ Charge Account 501668 for any fee deficiency.  
☒ Charge Deposit Account 501668 the sum of \$110.00 and for any fee deficiency that may be due.

A duplicate of this disclaimer is attached.

  
\_\_\_\_\_  
Signature of disclaimant

21 November 2003

MILLENNIUM PHARMACEUTICALS, INC.

By   
\_\_\_\_\_  
Tracy M. Sioussat  
Registration No. 50,609  
75 Sidney Street  
Cambridge, MA 02139  
Telephone - 617-374-7679  
Facsimile - 617-551-8820